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**UNITED STATES DISTRICT COURT
 FOR THE CENTRAL DISTRICT OF CALIFORNIA**

MAUREEN HARRINGTON

Plaintiff,

v.

DEEPAK DUGAR, M.D.,
 A MEDICAL CORPORATION

Defendant

Case No.: 2:22-cv-08230-HDV-E

**NOTICE OF SUBMISSION OF
 AUTHORITY**

Defendant Deepak Dugar, M.D., a Medical Corporation (“Dugar”), acting in response to the contention of counsel for Plaintiff concerning risks Plaintiff faced as a result of Defendant’s service of offers of judgment in this matter made at the August 8, 2024 hearing on Plaintiff’s motion for attorneys fees, submits a copy of the opinion of the Ninth Circuit Court of Appeals in Champion Produce, Inc. v. Ruby Robinson Company, 342 F. 3d 1016 (9th Cir. 2003). There the Court of Appeals held that “Rule 68 ‘costs’ do not include a non-prevailing party’s attorneys fees when the underlying statute awards attorneys fees to a prevailing party.” 342 F. 3d at 1030-31.

Respectfully submitted,
By: /s/ Jeffrey L. Squires
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**PROOF OF SERVICE FOR NOTICE
OF SUBMISSION OF AUTHORITY**

I hereby certify that on this 9th day of August, 2024, a true and correct copy of Notice of Submission of Authority, along with this Proof of Service, was filed and served via the Court's CM/ECF system to the following counsel of record.

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5 /s/ Jeffrey L. Squires